

SUPERIOR COURT OF JUSTICE

JASON KRANZ

Applicant

v.

ONTARIO INDEPENDENT POLICE REVIEW DIRECTOR, CHIEF BRYAN
LARKIN, CONSTABLE M. BOURDON, CONSTABLE J. HUISER, CONSTABLE
R. GREGORY, ATTORNEY GENERAL OF ONTARIO

Respondents

P R O C E E D I N G S

BEFORE THE HONOURABLE JUSTICE J. SLOAN
On July 6, 2020, at KITCHENER, Ontario

APPEARANCES:

A. Etheridge

Counsel for the Crown

Jason Kranz

Appearing in Person

(i)
Table of Contents

SUPERIOR COURT OF JUSTICE
T A B L E O F C O N T E N T S

W I T N E S S E S

| | | | |
|----------------|------------------------------|---------------------------|---------------------------|
| <u>WITNESS</u> | Examination <u>In-Ch.</u> | Cr- <u>Examination</u> | Re- <u>Examination</u> |
|----------------|------------------------------|---------------------------|---------------------------|

E X H I B I T S

| | |
|-----------------------|------------------------|
| <u>EXHIBIT NUMBER</u> | <u>ENTERED ON PAGE</u> |
|-----------------------|------------------------|

| | |
|-------------|----|
| ENDORSEMENT | 10 |
|-------------|----|

Legend

[sic] - indicates preceding word has been reproduced verbatim and is not a transcription error.

(ph) - indicates preceding word has been spelled phonetically.

| | |
|--------------------------|---------------|
| Transcript Ordered: | July 14, 2020 |
| Transcript Completed: | July 16, 2020 |
| Ordering Party Notified: | July 16, 2020 |

MONDAY, JULY 6, 2020

THE COURT: Ms. Etheridge, can you fill me in a bit on what is happening here?

MS. ETHERIDGE: I just want to confirm - it's Jason Nicholas Kranz, is that correct?

JASON KRANZ: That would be correct.

MS. ETHERIDGE: Okay. If I could have one moment?

THE COURT: Certainly. What I know is that a bench warrant with discretion returnable today by the look of things.

MS. ETHERIDGE: So I understand that, potentially there was a request for variation of his probation to attend at the Hasty Mart (ph).

JASON KRANZ: I have a probation order right here.

MS. ETHERIDGE: I understand that he was placed on probation to stay - not to attend or communicate with three named complainants and he not attend at Hasty Mart. These notes, Your Honour, fortunately date back to last year. I'm not sure - I don't - I don't know why the matter is before the court.

There was an application made by Mr. Kranz...

JASON KRANZ: I'm not sure what this Crown is...

THE COURT: You did - can you....

JASON KRANZ: ...discussing about.

THE COURT: I, I can't hear you.

JASON KRANZ: I have no idea what this Crown is discussing about. There's a probation order identified here which allows me to go to Hasty Market. And the matter was supposed to be actually a judicial review. Communicating with the Court has nothing but a failure. Given three [indiscernible] dates by Waterloo Regional Police

5 Service by the Court but the court [indiscernible]
to email me on Friday indicating that I had to
appear today in room 201 at 10:00 am, which I did,
and probation calling the trial co-ordinator giving
me a date - September the 15th, but today's the
original day, which I already knew, when all these
other influences - inside influences are giving me
different information to try to [indiscernible]
which - 'cause I have the information. I have the
10 WRPD emailing me and saying we are not going to
show up or attending.

THE COURT: What, what was your understanding of
why were you to be here today?

15 JASON KRANZ: It's not an understanding. I'm
supposed to be here because I had filed an
application for judicial review. It was filed
[indiscernible] the lawyer and because of the court
downstairs - administration is nothing - I, I can't
get anywhere in this country, because no one is
doing their job deliberately, properly. When I go
in, every day, which can be confirmed, to try and
get things resolved, but I can't get anything
resolved. Not in this country.

20 THE COURT: Well, I apologize for what is
happening. As you know, there's quite a...

25 JASON KRANZ: Apology...

THE COURT: ...quite a...

JASON KRANZ: ...is not acceptable.

THE COURT: ...quite a...

30 JASON KRANZ: Not in this country.

THE COURT: ...quite a kerfuffle we're over the
last here four months.

JASON KRANZ: No, [indiscernible] since
[indiscernible] in this country and it's not
acceptable and I can't accept it, and there's
nothing that actually be done.

THE COURT: Do you know who is a James Baker is? I
see some emails between an Angela Grant and a James
Baker.

JASON KRANZ: Well, I have identified myself using
an email of James Baker - goes by [indiscernible]
bravo-9-0-2-8-9-0-2 at gmail dot com.

THE COURT: All right, so it's you?

JASON KRANZ: That would be me. So you have the
most to up to date information. I received an
email from Angela Grant. Friday, July the 3rd,
just before noon, indicating that I have appearance
today.

THE COURT: And does that email say why you were to
appear today?

JASON KRANZ: It does not say why. It doesn't
identify reasons or to [indiscernible] anything, it
just says to appear on a motion of your file date,
out of the file, and it says courtroom 201 at 10:00
am.

MS. ETHERIDGE: Your Honour, if I can assist. I
did find an application from February - I
apologize, I just need to scroll through for
moment. It's dated February the 13th of 2020. It
is - right, Angela Grant, from criminal registrar.
There's a copy of a notice of application for
judicial review with respect to the above matter
regarding Jason Kranz. The actual application,
application or Police Services Act....

JASON KRANZ: It was actually an amended notice of motion filed....

THE COURT: I have an amended notice of motion by yourself and your respondent is the Office of the Independent Police Review Director.

JASON KRANZ: If that's what you have, then the amended [indiscernible] - it should be dated a Friday, June 19th. There's a Wednesday and a Friday.

THE COURT: Dated June the 12th...

JASON KRANZ: Yeah.

THE COURT: ...2020.

JASON KRANZ: There was a Wednesday and a Friday, I had come, so.

THE COURT: You're - it appears that you are trying to appeal something to the Divisional Court.

JASON KRANZ: That's what I am actually supposed to do when institutions [indiscernible] decision and they [indiscernible] to appeal to Superior Court for judicial review.

THE COURT: When was the decision?

JASON KRANZ: The [indiscernible] decision from the PRD? It was November 26th, 2019.

THE COURT: Is, is there not a 30 day?

JASON KRANZ: Yeah, I did all this all in 30 days.

THE COURT: Well, that would mean that you'd have done some time in December.

JASON KRANZ: I did. I filed it in the court, all of it. Administration reluctant to do anything.

[Indiscernible] do anything. [Indiscernible] persons here, deliberately putting my file in a cupboard and no one to know it. I come in every

5
day and speak with Angela Grant [indiscernible]
apology, but apology [indiscernible] mean anything
because persons don't - are not aware of my file
because it's hidden somewhere in a cupboard
deliberately because persons not following
information, and following instructions and passing
on information. Court staff.

10
THE COURT: Ms. Etheridge, I'm - I'm just wondering
if we should stand this down, and you can see if
you can find something about it.

15
MS. ETHERIDGE: So initially, this matter was not
on the Crown's docket. I have emailed my support
staff to look into Mr. Kranz's matter. I'm just
waiting for a reply. [Indiscernible] the document
that I have on, on my file is one that I've talked
about, that it was filed February. I don't have
any further notes. I don't have anything further
uploaded into his file, so if, if we could hold the
matter down, I can perhaps give us some time....

20
THE COURT: I don't think we have any choice,
because....

25
JASON KRANZ: [Indiscernible] request
[indiscernible] notice of motion with relevance to,
to obtaining information that I've created by the
Waterloo Police [indiscernible] Hasty Market, not
attend, attend [indiscernible] 103, so that
evidence will be provided to me by the end of the
summer.

30
THE COURT: You, you probably know a lot more about
this file than either Ms. Etheridge or myself so,
if you have a seat back in the body of the
courtroom, we're going to look into this and see

what we can do this morning, and move this forward,
all right?

JASON KRANZ: Excellent.

...MATTER HELD DOWN

...MATTER RECALLED

THE COURT: My understanding is that there as some
kind of a hearing involving a police officer. Am I
on the right track here?

JASON KRANZ: Multiple police officers.

THE COURT: Okay. And that was in November.

JASON KRANZ: The decision was rendered November
26th...

THE COURT: Okay.

JASON KRANZ: ...by the [indiscernible] PRD so,
within a 30 day time frame, I had appealed, a
lawyer had filled everything out for me and served
all the parties and forwarded information to myself
and I served Waterloo Regional Police at 200 Maple
Grove in Cambridge, Ontario.

THE COURT: Right. Ms. Etheridge, anything else
you'd like to ask Mr. Kranz before you go and try
to figure it out, whatever information you need.

MS. ETHERIDGE: No, I don't - I just need to see
what our office has in terms of what's been filed.

THE COURT: And it seems like multiple people
[indiscernible] multiple people respondents - if
they've been served, I don't know that, but they
are certainly on the official...

MS. ETHERIDGE: I...

THE COURT: [Indiscernible].

MS. ETHERIDGE: ...noted that and unfortunately
anything that was done through Waterloo Regional

Police, I wouldn't - it would not necessarily be in the file.

THE COURT: Right.

MS. ETHERIDGE: So whether he had hearings with, with police. The only matter that I have, that I can see, are anything that was filed through the courts - any applications that he made, and there's the one from February so, I'll have to inquire with my office to see if they have any other information.

THE COURT: All right, because you're going to have to do something with it today. So let's break for half an hour.

MS. ETHERIDGE: Okay.

THE COURT: I don't think your - it's preferred if you can do it in 15 minutes, I'm just not sure that you can.

MS. ETHERIDGE: Right, and considering how everything has changed, I think I may need a half an hour.

THE COURT: All right. Mr. Kranz.

JASON KRANZ: Yes.

THE COURT: You're free to come back in half an hour.

JASON KRANZ: Excellent.

THE COURT: Or you can stay here, whatever you like.

JASON KRANZ: Thank you.

THE COURT: All right.

MS. ETHERIDGE: Thank you.

R E C E S S

U P O N R E S U M I N G

THE COURT: Mr. Kranz, can you come forward, we'll try to deal with yours first. And then, Ms. Etheridge, those two bench warrants have to go over, so we'll fix those.

MS. ETHERIDGE: Thank you. I - yes, thank you.

THE COURT: Ms. Etheridge, what, what could you...

MS. ETHERIDGE: What I....

THE COURT: ...figure out on [indiscernible]?

MS. ETHERIDGE: What I learned, Your Honour, is that Mr. Kranz filed an application to Angela Grant, and she accepted service of his application, and accidentally placed his matter on the criminal list. Mr. Kranz's matter is a civil matter, and so the Crown has no hand in Mr. Kranz's matter. It was accidentally placed on the criminal list, and that's why I didn't have knowledge of the matter. We're not involved and I, I really....

THE COURT: And so, the actual court number is incorrect, is it?

MS. ETHERIDGE: I'm assuming it - it should be on the civil court dockets, so I don't know if that's a different date, or a different court room, but it was placed on error, on the criminal court docket.

THE COURT: But it had - I'm just looking at the number, I mean it starts with C-R, which is criminal.

MS. ETHERIDGE: Right, and so my understanding...

THE COURT: Not C-V.

MS. ETHERIDGE: ...is that Ms. Grant, when she accepted the application, processed it as if it was a criminal matter by mistake.

5 THE COURT: All right. Okay. Oh. This is
probably going to go over to September the 15th
because that's what the trial coordinator tells me
are the dates to be spoken to for lots of
[indiscernible]. Mr. Kranz, this may be an unfair
question for you, but do you agree that this is a
civil matter rather than a criminal matter?

10 JASON KRANZ: Could be both, but it's supposed to
be civil. It was never done because the means were
available for [indiscernible].

THE COURT: Yeah.

JASON KRANZ: People just do things on their own
onus.

15 THE COURT: Do I understand, and correct me if I'm
wrong, but you had a complaint against one or more
police officers, and then there was a review of
that and whoever made a decision, decided that the
police officers didn't do something wrong, and
you're appealing that decision?

20 JASON KRANZ: [Indiscernible] I did.

THE COURT: All right.

25 JASON KRANZ: So with regards to the September 15th
date, I would need to know, if it's going to be
corrected into the civil matter, and then all
parties to be notified on that date, or do I need
to be fumbling around with the court more? I
really don't want to because I'm not getting
anywhere.

30 THE COURT: No. Well, have a seat, and I'm going
try to get it back a little straighter on the
track.

...PAUSE IN PROCEEDINGS

R. v. Kranz
Endorsement - Sloan, J

THE COURT: Mr. Kranz, am I correct that you served, served all of the named defendants?

JASON KRANZ: Yes, I have served all the persons.

THE COURT: Mr. Registrar, can you just confirm with Ms. Cox (ph), that if I put this over to September the 15th, and it's civil, that ten o'clock is still the right time?

CLERK REGISTRAR: I believe it is, oh, I see what your saying, Your Honour.

THE COURT: Apparently everything, like even the criminal is at 10, not at 9. At least for this September 15th date.

CLERK REGISTRAR: Might have to change your endorsement.

THE COURT: Oh, we do, we have...

MS. ETHERIDGE: We are.

THE COURT: ...to change the other two, yes.

CLERK REGISTRAR: Okay. Is Ms. Cox is still in court, Your Honour?

THE COURT: No, she's out, she's out of the virtual courtroom for now.

CLERK REGISTRAR: Thank you. There's no reply, Your Honour.

THE COURT: Thank you.

...PAUSE IN PROCEEDINGS - COURT WAITING FOR TRIAL
CO-ORDINATOR - WRITING ENDORSEMENT

E N D O R S E M E N T

SLOAN, J. (Orally):

This matter appears to be civil not criminal. The appropriate court staff should re-file it and give

R. v. Kranz
Endorsement - Sloan, J

5 it a civil file number. All named respondents shall be notified of the new file number. The matter is to be spoken to on September the 15th, 2020 at 10:00 am. The respondents should appear on September the 15th so the matter can be appropriately dealt with. A copy of this endorsement shall be sent to the respondents.

THE COURT: Hopefully, Mr. Kranz, that gets us a step closer.

10 JASON KRANZ: Thank you so much.

THE COURT: Yeah.

JASON KRANZ: May I get the file number today?

15 THE COURT: No, I doubt it. Well, I doubt it. I, I'm not sure when - this file has to go from here, back to the filing office. Somebody's got to look at it and, and...

JASON KRANZ: Is there...

THE COURT: ...read...

20 JASON KRANZ: ...somewhere I can [indiscernible] someone?

THE COURT: ...what I wrote. We can hopefully get you a photocopy.

CLERK REGISTRAR: Sure thing.

THE COURT: Okay.

25 JASON KRANZ: Okay.

THE COURT: If you can wait for a moment...

JASON KRANZ: I don't want to come into this court with problems so it will be better - what you're doing now is fine.

30 THE COURT: Well, we're going to get you a copy of my endorsement. I would suggest that you check in a day or two.

12.
R. v. Kranz

JASON KRANZ: I don't come into this courtroom.

THE COURT: Okay.

JASON KRANZ: They don't allow me to come in.

CLERK REGISTRAR: May I speak, Your Honour?

THE COURT: Yes.

CLERK REGISTRAR: I would suggest, sir, once, once you get a copy of the endorsement...

JASON KRANZ: Mm-hmm.

CLERK REGISTRAR: ...the civil office is on the second floor, just go through the [indiscernible] partitions. There's a clerk there. She'll read the endorsement. She might be able to be more clear.

JASON KRANZ: I do that today?

CLERK REGISTRAR: Yes, absolutely.

JASON KRANZ: Second floor?

CLERK REGISTRAR: On this floor, sir, where the elevators are, there's a, a glass area. You go through there - that's where the civil office is.

JASON KRANZ: Okay.

CLERK REGISTRAR: Show them the endorsement. They might be able to help you right away.

JASON KRANZ: Thank you.

CLERK REGISTRAR: Not file number or anything but give you more direction.

JASON KRANZ: Okay, great.

...WHEREUPON THIS MATTER CONCLUDED

13.
Certification

FORM 2
CERTIFICATE OF TRANSCRIPT (SUBSECTION 5(2))
Evidence Act

I, Lisa Gale, certify that this document is a true and accurate transcript of the recording of *Kranz v. Ontario Independent Police Review Director* in the Superior Court of Justice held at 85 Frederick St., Kitchener, Ontario, taken from Recording No. KRANZ 4411_CrtRm-201_20200706_090628__all-chs__sel_10-14-43_to_11-43-30.dcr, which has been certified in Form 1.

July 16, 2020



(Date)

Lisa Gale
ACT ID: 2430004882